

IN THE UNITED STATES PATENT OFFICE

In Re Application of Kutney  
Application No.: 10/827,537  
Filing date: 04/20/2004  
Art Unit: unknown  
Attorney Docket No. "Forbes Policosanol-US"

Transmittal Letter

To: THE ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, DC 20231

Enclosed for filing in connection with the patent application noted above are:

X Notice to File Missing Parts

X Petition for four months extension of time to respond to request

X US Cheque totaling \$2780 covering:	statutory filing fee	(\$395)
	Surcharge	(\$65)
	Indep. Claims	(\$100)
	Over 20 Claims	(\$1425)
	4 mos extension	(\$795)

01/11/2005 MBEYENE1 00000011 10827537

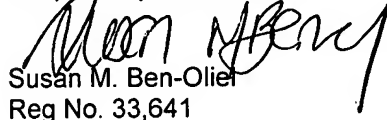
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795.00 0P

X Declaration of Power of Attorney--signed

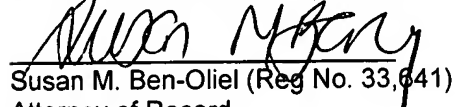
X Declaration claiming Small Entity Status—not required

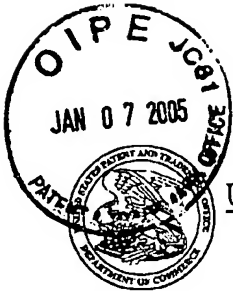
Respectfully submitted,

  
Susan M. Ben-Oliel  
Reg No. 33,641

Certificate of Mailing Under 37CFR 1.8

I hereby certify that this paper and documents referred as being attached hereto or enclosed herewith are being deposited with the United States Postal Service on **December 30, 2004** as first class mail in an envelope addressed to Mail Stop Missing Parts, Commissioner for Patents, PO BOX 1450 Alexandria, VA 22313-1450

  
Susan M. Ben-Oliel (Reg No. 33,641)  
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IFM

## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/827,537	04/20/2004	James P. Kutney	Forbes Policosanol -US

SUSAN M. BEN-OLIEL  
BARRISTER & SOLICITOR/PATENT AGENT  
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CANADA

CONFIRMATION NO. 2956

## FORMALITIES LETTER



\*OC000000013116449\*

Date Mailed: 06/30/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

01/11/2005 HBEYENE1 00000011 10827537

01 FC:2001	395.00 OP
02 FC:2051	65.00 OP
03 FC:2201	100.00 OP
04 FC:2202	1425.00 OP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$1112** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$2012** for a Large Entity

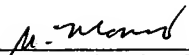
- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$1112**

- \$86 for 1 independent claims over 3.
- \$1026 for 57 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

  
\_\_\_\_\_  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE